

10/509253

JC20 Rec'd PCT/PTO 02 MAY 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of :
Masayuki NAKAMURA et al. : **Mail Stop: PCT**
Serial No. 10/509,253 : Attorney Docket No. 2004_1561A
Filed September 28, 2004 :

HYDROXYMORPHOLINONE DERIVATIVE
AND MEDICINAL USE THEREOF
[Corresponding to PCT/JP03/03910
Filed March 27, 2003]

THE COMMISSIONER IS AUTHORIZED
TO CHARGE ANY DEFICIENCY IN THE
FEE FOR THIS PAPER TO DEPOSIT
ACCOUNT NO. 23-0975.

SUBMISSION OF EXECUTED DECLARATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Enclosed herewith is the required Declaration for the above-identified application which was originally filed without an executed Declaration.

Also enclosed is the PTO surcharge of \$130.00 required by 37 CFR 1.492(e).

It is respectfully submitted that the application is now complete, and early indication thereof is now requested.

Respectfully submitted,

Masayuki NAKAMURA et al.

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October 25, 2004

10/533518



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02 MAY 2005

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U.S. APPLICATION NUMBER NO.

FIRST NAMED APPLICANT

ATTY. DOCKET NO.

10/509,253

2004_1561A

INTERNATIONAL APPLICATION NO.

PCT/JP03/03910

LA. FILING DATE

PRIORITY DATE

03/27/2003

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CONFIRMATION NO. 1331

371 FORMALITIES LETTER



OC000000015273679

Date Mailed: 02/25/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 09/28/2004
- English Translation of the IA filed on 09/28/2004
- Copy of the International Search Report filed on 09/28/2004
- Copy of IPE Report filed on 09/28/2004
- Preliminary Amendments filed on 09/28/2004
- Information Disclosure Statements filed on 09/28/2004
- Oath or Declaration filed on 09/28/2004
- Request for Immediate Examination filed on 09/28/2004
- Copy of references cited in ISR filed on 09/28/2004
- U.S. Basic National Fees filed on 09/28/2004
- Priority Documents filed on 09/28/2004

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 MAR - 2 2005
 WENDEROTH, LIND & PONACK

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

MAMIE P PERSON

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PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/509,253	PCT/JP03/03910	2004_1561A

FORM PCT/DO/EO/905 (371 Formalities Notice)